

REMARKS/ARGUMENTS

Claims 1-10, 12, 15-22, 24, 25, 28-32, 35 and 36 remain pending in the application, as claims 11, 13, 14, 23, 26, 27, 33 and 34 were previously canceled without prejudice. In the Office Action, claims 1-3, 15-17, 28, 29, 35 and 36 were rejected under 35 U.S.C. 103(a) as being anticipated by U.S. Patent Application Publication No. 2002/0169008 to Hiben, et al. (Hiben) in view of U.S. Patent Application Publication No. 2004/0102219 to Bunton, et al. (Bunton) in view of U.S. Patent Application Publication No. 2004/0204183 to Lencevicius (Lencevicius) and further in view of U.S. Patent No. 5,705,980 to Shapiro (Shapiro).

Further, claims 4, 5, 8, 18, 19, 24 and 31 were rejected under 35 U.S.C. 103(a) as being unpatentable over Hiben in view of Bunton in view of Lencevicius in view of Shapiro and further in view of U.S. Patent No. 6,427,072 to Reichelt (Reichelt). Claims 6 and 20 were rejected under 35 U.S.C. 103(a) as being unpatentable over Hiben in view of Bunton in view of Lencevicius in view of Shapiro and further in view of U.S. Patent Application Publication No. 2004/0121767 to Simpson, et al. (Simpson).

Further, claims 7, 12, 21, 25 and 30 were rejected under 35 U.S.C. 103(a) as being unpatentable over Hiben in view of Bunton in view of Lencevicius in view of Shapiro and further in view of U.S. Patent No. 6,385,469 to Alperovich, et al. (Alperovich), and claims 9, 10, 22 and 32 were rejected under 35 U.S.C. 103(a) as being unpatentable over Hiben in view of Bunton in view of Lencevicius in view of Shapiro in view of Reichelt and further in view of U.S. Patent Application Publication No. 2002/0086718 to Bigwood, et al. (Bigwood).

Independent claim 1 has been amended to clarify that adjusting at least one operating mode includes selecting a primary communication system for the device and turning off or reducing the frequency in which other secondary communication networks are monitored by the device. Independent claims 15, 29 and 36 have been similarly amended. Support for the amendments can be found on page 15, lines 11-17. No new matter has been added. None of the cited prior art references mention anything about such a feature.

In view of the above, Applicants submit that the above claims are now patentable over the prior art. Reconsideration and withdrawal of the rejection of the claims is respectfully requested. Passing of this case is now believed to be in order, and a Notice of Allowance is earnestly solicited.

No amendment made was related to the statutory requirements of patentability unless expressly stated herein. No amendment made was for the purpose of narrowing the scope of any claim, unless Applicants have argued herein that such amendment was made to distinguish over a particular reference or combination of references.

In the event that the Examiner deems the present application non-allowable, it is requested that the Examiner telephone the Applicants' attorney or agent at the number indicated below so that the prosecution of the present case may be advanced by the clarification of any continuing rejection.

The Commissioner is hereby authorized to charge any necessary fee, or credit any overpayment, to Motorola, Inc. Deposit Account No. 50-2117.

Respectfully submitted,

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